Criminal Revision No. 810 of 2001
(Old No. 1418/1989)

Hon. Irshad Hussain, J.

None appeared for the revisionist. Heard learned AGA and perused the record of the criminal revision.

It has been reported that the lower court's record had been weeded out under the rules. However, having gone through the impugned orders of the confiscation of the vehicle under section 72 of the Excise Act passed on 16.1.1989 by the District Magistrate, Almora as well as the judgment and order dated 4.7.1989 of the District Judge in appeal against the said confiscation order, I am of the view that the revisionist had been afforded full opportunity to put forward his defence before the order of confiscation was passed. The vehicle in question was being used for transporting illicit liquor and there was just justification to have it confiscated under the provision of law as applicable thereto.

In view of the above, there is no merit in this revision and the same is dismissed. Stay order is vacated.

(Irshad Hussain, J.)

Dated 1.11.2003
Rawat